

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:

**EARTH PRIDE ORGANICS, LLC
LANCASTER FINE FOODS, INC.**

Debtors

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CHAPTER 11

CASE NO. 17-13816 (ELF)

JOINTLY ADMINISTERED

**RESPONSE OF THE DEBTORS
TO THE RENEWED MOTION OF LOEB TERM
SOLUTIONS, LLC, FOR RELIEF FROM THE AUTOMATIC STAY**

EARTH PRIDE ORGANICS, LLC (“EPO”) and LANCASTER FINE FOODS, INC. (“LFF,” collectively with EPO, the “Debtors”), by and through their counsel, Maschmeyer Marinas P.C., hereby respond to the Renewed Motion of LOEB TERM SOLUTIONS, LLC (“Loeb” or the “Movant”), for relief of the automatic stay provisions in accordance with 11 U.S.C. § 362(d) (the “Motion”), and in support thereof, respectfully state as follows:

BACKGROUND

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. The “Note” and “Loan Documents” referred to in this Paragraph are written documents that speak for themselves and thus, any mischaracterization thereof is hereby denied.
6. The “Note” and “Loan Documents” referred to in this Paragraph are written documents that speak for themselves and thus, any mischaracterization thereof is hereby denied.

7. This Paragraph states legal conclusions to which no response is required and which are therefore, denied. In addition, this Paragraph is denied as stated.

8. This Paragraph states legal conclusions to which no response is required and which are therefore, denied. In addition, this Paragraph is denied as stated.

9. The documents referred to in this Paragraph are written documents that speak for themselves and thus, any mischaracterization thereof is hereby denied.

10. This Paragraph is denied as stated.

11. This Paragraph is denied as stated.

12. This Paragraph is denied as stated.

13. This Paragraph states legal conclusions to which no response is required and which are therefore, denied. In addition, this Paragraph is denied as stated.

JURISDICTION AND VENUE

14. This Paragraph states legal conclusions to which no response is required.

15. This Paragraph states legal conclusions to which no response is required.

ARGUMENT

16. Admitted in part; denied in part. It is admitted only that this Paragraph contains an extracted section of the automatic stay provisions embodied in 11 U.S.C. § 362(d). Furthermore, this Paragraph is denied as to the characterization, interpretation or legal conclusions drawn from the applicable Bankruptcy Code section cited therein.

17. Admitted in part; denied in part. It is admitted only that this Paragraph contains an extracted section of the adequate protection provisions embodied in 11 U.S.C. § 361. Furthermore, this Paragraph is denied as to the characterization, interpretation or legal conclusions drawn from the applicable Bankruptcy Code section cited therein.

18. Admitted in part; denied in part. It is admitted only that this Paragraph contains extracted sections of the case law cited therein. Furthermore, this Paragraph is denied as to the characterization, interpretation or legal conclusions drawn from the case law cited.

19. This Paragraph states legal conclusions to which no response is required and which are therefore, denied. In addition, this Paragraph is denied as stated.

20. This Paragraph states legal conclusions to which no response is required and which are therefore, denied. In addition, this Paragraph is denied as stated.

21. This Paragraph states legal conclusions to which no response is required and which are therefore, denied. In addition, this Paragraph is denied as stated

22. This Paragraph states legal conclusions to which no response is required and which are therefore, denied.

WHEREFORE, the Debtors respectfully request that the Motion be denied.

Respectfully submitted,

MASCHMEYER MARINAS P.C.

By: /s/ Paul B. Maschmeyer
PAUL B. MASCHMEYER
FRANK S. MARINAS
350 South Main Street
Suite 105
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(610) 296-3325
Attorneys for the Debtors

Dated: November 26, 2018

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:

**EARTH PRIDE ORGANICS, LLC
LANCASTER FINE FOODS, INC.**

Debtors

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ORDER

AND NOW, on this ____ day of _____, 2018, upon consideration of the Renewed Motion of LOEB TERM SOLUTIONS, LLC, for relief of the automatic stay provisions (the “Motion”) and the Response of the Debtors to the Motion, and after notice and hearing, it is hereby:

ORDERED that the Motion is **DENIED**.

BY THE COURT:

THE HONORABLE ERIC L. FRANK
UNITED STATES BANKRUPTCY JUDGE

**IN THE UNITED STATES BANKRUPTCY COURT
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CERTIFICATE OF SERVICE

I, PAUL B. MASCHMEYER, ESQUIRE, hereby certify that on the 26th day of November, 2018, I directed to be served a copy of the Response of the Debtors, EARTH PRIDE ORGANICS, LLC and LANCASTER FINE FOODS, INC., to the Renewed Motion of LOEB TERM SOLUTIONS, LLC, for Relief from the Automatic Stay via ECF transmission upon the parties on the attached list.

Respectfully submitted,

MASCHMEYER MARINAS P.C.

By: /s/ Paul B. Maschmeyer
PAUL B. MASCHMEYER
350 South Main Street
Suite 105
Doylestown, PA 18901
(610) 296-3325
Attorney for the Debtors

Dated: November 26, 2018

Via ecf

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